

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IRA HOLTZMAN, Individually and as the	)	
representative of a class of similarly-	)	
situated persons	)	
	)	
Plaintiff,	)	No. 07 C 7279
	)	
v.	)	Judge Manning
	)	Magistrate Judge Cole
MICHAEL P. CAPLICE, d/b/a M. P.	)	
CAPLICE & ASSOCIATES	)	
	)	
Defendant.	)	

**NOTICE OF MOTION**

TO: Brian J. Wanca	Phillip A. Bock
Ryan M. Kelly	Diab & Bock, LLC
Anderson & Wanca	20 N. Wacker Drive
3701 Algonquin Road	Suite 1741
Suite 760	Chicago, IL 60606
Rolling Meadows, IL 60008	Phil@diabbockllc.com
Buslit@andersonwanca.com	

Robert Lee Reifenberg  
Maria Zoe Vathis  
Clausen Miller PC  
10 S. LaSalle Street  
Suite 500  
Chicago, IL 60603  
rreifenberg@clausen.com  
mvathis@clausen.com

On March 4, 2008, at 11:00 a.m., or as soon thereafter as counsel may be heard, I shall appear before the Honorable Blanche M. Manning of the United States District Court for the Northern District of Illinois (Eastern Division), 219 S. Dearborn Street, Chicago, Illinois, in Courtroom 2125, and then and there present the United States' Motion to Intervene, a copy of which is attached and hereto served upon you.

Dated: February 28, 2008

Respectfully submitted,

JEFFREY S. BUCHOLTZ  
Acting Assistant Attorney General

PATRICK J. FITZGERALD  
United States Attorney

THEODORE C. HIRT  
Assistant Branch Director

s/Linda A. Wawzenski  
LINDA A. WAWZENSKI  
Assistant United States Attorney  
219 South Dearborn Street  
Chicago, Illinois  
(312) 353-1994

STEPHEN J. BUCKINGHAM  
Trial Attorney  
United States Department of Justice  
Civil Division, Federal Programs Branch  
20 Mass. Avenue, N.W. Room 7119  
Washington, D.C. 20530  
Stephen.Buckingham@usdoj.gov  
(202) 514-3330

*Attorneys for the United States of America*

**CERTIFICATE OF SERVICE**

The undersigned Assistant United States Attorney hereby certifies that the following document:

THE UNITED STATES' MOTION TO INTERVENE AND MEMORANDUM IN  
SUPPORT THEREOF

was served on February 28, 2008, in accordance with FED. R. CIV. P. 5, LR 5.5, and the General Order on Electronic Case Filing (ECF) pursuant to the district court's system as to ECF filers.

s/ Stephen J. Buckingham  
STEPHEN J. BUCKINGHAM  
Trial Attorney  
United States Department of Justice  
Civil Division, Federal Programs Branch  
20 Massachusetts Ave., N.W. Room 7119  
Washington, DC 20530  
Stephen.Buckingham@usdoj.gov  
(202) 514-3330

Local Counsel:

LINDA A. WAWZENSKI  
Assistant United States Attorney  
219 South Dearborn Street  
Chicago, Illinois  
(312) 353-1994